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17 Attorneys for Plaintiff, on behalf of himself
18 And all other similarly situated

19 **UNITED STATES DISTRICT COURT**
20 **NORTHERN DISTRICT OF CALIFORNIA**

21 CLIFFORD MCKENZIE on behalf of
22 himself and all others similarly situated;

23 Plaintiff,

24 vs.

25 WELLS FARGO HOME MORTGAGE,
26 INC., a California corporation; WELLS
27 FARGO BANK, N.A., WELLS FARGO
28 & COMPANY, and DOES 1 through 10
inclusive;

Defendants.

CASE NO. 4:11-CV-04965-YGR

**JOINT STIPULATION AND
[PROPOSED] ORDER GRANTING
LEAVE FOR PLAINTIFF TO FILE A
SECOND AMENDED COMPLAINT
AND TO CONTINUE THE CASE
MANAGEMENT CONFERENCE**

Assigned to the Hon. Yvonne Gonzales
Rogers
Original filed: October 7, 2011

Joint Stipulation And [Proposed] Order To Granting Leave For Plaintiff To File A
Second Amended Complaint And To Continue The Case Management Conference

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In support of this stipulation, the parties state the following:

2. Defendants agree to withdraw their motion to dismiss currently set for hearing on May 1, 2012, pending the submission of a second amended complaint superseding Plaintiff's first amended complaint.

3. The parties anticipate that they could more meaningfully participation in the case management conference after filing of the second amended complaint, at which time all currently contemplated parties and claims will be before the Court. In the alternative the parties request an order shortening

1 time to file a joint case management conference statement in anticipation of the
2 conference scheduled for April 23, 2012.

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4 **IT IS SO STIPULATED**

5
6 DATED: April 17, 2012

KABATECK BROWN KELLNER LLP

7 By: /s/ Evan M. Zucker
8 Richard L. Kellner
9 Evan M. Zucker

10 FEAZELL & TIGHE, LLP
11 Austin Tighe
12 Attorneys for Plaintiff on behalf of
himself and all others similarly situated

13 DATED: April 17, 2012

SEVERSON & WERSON, P.C.

14
15 By: /s/ Michael J. Steiner
16 Michael J. Steiner
17 Attorneys for Defendants
18 WELLS FARGO HOME MORTGAGE
19 erroneously sued as WELLS FARGO
20 HOME MORTGAGE, INC.
21 WELLS FARGO BANK, N.A.
22 WELLS FARGO & COMPANY
23 WELLS FARGO INSURANCE, INC.
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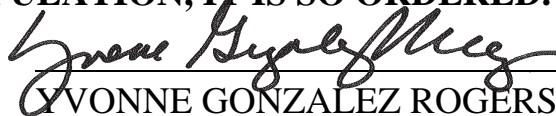
[PROPOSED] ORDER

Plaintiff is **I TCP VGF** leave to file a second amended complaint no later than April 25, 2012. Defendants' response to Plaintiffs' second amended complaint shall be filed no later than May 25, 2012. The Case Management Conference scheduled for April 23, 2012 is **EQP VGF** to May 7, 2012.

*****Vj g'O qvqp"q'F kuo kuu.'F mOP q03; . 'ku'F **GPKGF 'CU'O QQV0**
*****This Order Terminates Docket Numberu'3; "(27.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: April 17, 2012



YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE